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July 10, 2000

99-00507

David Waddell, Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Pkwy.
Nashville, TN 37243-0505

Via fax at 741-5015 and hand delivery

Re: Petition of Lynwood Utility Corporation to Change and Increase Rates and Charges

Dear Mr. Waddell:

I received your June 7, 2000 letter by fax early this morning. I was out of the office all day Friday. In your letter you indicate that Mr. Martin's Petition for Reconsideration was originally scheduled for consideration at the June 20, 2000 Authority Conference and was removed from consideration at my request. This assertion is incorrect, and I take strong exception to it.

In your June 8, 2000 letter you advised me that the Petition for Reconsideration was filed on June 1, 2000 and would be considered at the June 20, 2000 Authority Conference. You requested that I file a response no later than June 12, 2000. My response to the Petition for Reconsideration was filed on June 8, 2000. It was filed on the same date as your letter because it had already been prepared by me before I received your June 8, 2000 letter. I made no request that the Petition not be considered at the June 20, 2000 conference. The next communication I received was a June 15, 2000 letter from you advising me that the Petition would be considered at the July 11, 2000 conference. I have no idea why the Authority decided to postpone the consideration of the Petition, but the postponement was not made at my request.

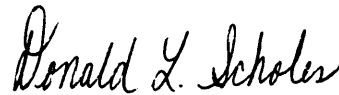
In early June I scheduled depositions in a pending case in the United States District Court for the Western District of Tennessee styled *Gibson County Municipal Water District of Gibson County, Tennessee v. City of Medina, Tennessee*, Civil Action No. 1:00CV1157. These depositions are scheduled to begin at 9:00 a.m. and will last most of the day. The parties will be deposing five witnesses on this date in anticipation of a hearing on a Motion for Preliminary Injunction scheduled for the following Tuesday, July 18, 2000 in Jackson, Tennessee. Therefore, I cannot reschedule these depositions.

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I have advised you already that I had no objection to the Authority considering the Petition for Reconsideration on July 11, 2000. I advised you that I had no objection to the Petition being considered on that date because of the delay which already has occurred and because I think that the Petition has already been deemed denied by operation of law. Nevertheless, such delay was not the result of any action by me or my client.

Thank you for your consideration of my position in this matter.

Sincerely yours,

A handwritten signature in cursive script that reads "Donald L. Scholes".

DONALD L. SCHOLES

c: Chairman Melvin Malone (via fax at 741-5015)
Chris Martin
Davis Lamb (via fax at 661-6019 and first class mail)

BKSJ File No.: 99-215